

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

JOSH CARMONA A/K/A CRISCO KID,

Plaintiff,

v.

CUMULUS MEDIA, INC. A/K/A,
CUMULUS RADIO CORP., INC. AND
DUSTIN "KROSS" KRAMMERER,

Defendants.

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Civil Action No. 3:17-cv-3110

**APPENDIX OF EXHIBITS TO DEFENDANTS' MOTION TO DISMISS
AND BRIEF IN SUPPORT**

Defendants file this Appendix of Exhibits to its Motion to Dismiss and Brief in Support.

The Appendix contains the following items:

<u>EXHIBIT</u>	<u>DOCUMENT DESCRIPTION</u>	<u>APPENDIX No.</u>
A	EEOC Charge of Discrimination	APP. 1

Respectfully submitted,

/s/ Gavin S. Martinson

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ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF SERVICE

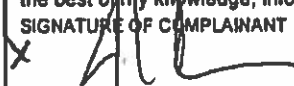
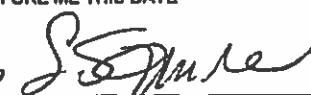
This is to certify that on November 17, 2017, I electronically transmitted the foregoing document to the Clerk of Court using the ECF system of filing, which will transmit a Notice of Electronic Filing to all counsel of record and via certified mail, return receipt requested to all counsel of record.

/s/ Gavin S. Martinson

Gavin S. Martinson

EXHIBIT A

EEOC Form 5 (11/09)

CHARGE OF DISCRIMINATION <small>This form is affected by the Privacy Act of 1974. See enclosed Privacy Act Statement and other information before completing this form.</small>		Charge Presented To: Agency(ies) Charge No(s): <input type="checkbox"/> FEPA <input checked="" type="checkbox"/> EEOC 450-2016-01964	
Texas Workforce Commission Civil Rights Division and EEOC <small>State or local Agency, if any</small>			
Name (Indicate Mr., Ms., Mrs.) Joshua B. Carmona		Home Phone (Incl. Area Code) (832) 646-9806	Date of Birth 04-08-1979
Street Address City, State and ZIP Code 2323 North Field Street, Apt 1112, Dallas, TX 75201			
Named is the Employer, Labor Organization, Employment Agency, Apprenticeship Committee, or State or Local Government Agency That I Believe Discriminated Against Me or Others. (If more than two, list under PARTICULARS below.)			
Name CUMULUS MEDIA		No. Employees, Members 201 - 500	Phone No. (Include Area Code) (214) 526-2400
Street Address City, State and ZIP Code 3090 Olive Street, Suite 400, Dallas, TX 75219			
Name		No. Employees, Members	Phone No. (Include Area Code)
Street Address City, State and ZIP Code			
DISCRIMINATION BASED ON (Check appropriate box(es).) <input type="checkbox"/> RACE <input type="checkbox"/> COLOR <input type="checkbox"/> SEX <input type="checkbox"/> RELIGION <input checked="" type="checkbox"/> NATIONAL ORIGIN <input type="checkbox"/> RETALIATION <input type="checkbox"/> AGE <input type="checkbox"/> DISABILITY <input type="checkbox"/> GENETIC INFORMATION <input type="checkbox"/> OTHER (Specify)		DISCRIMINATION TOOK PLACE Earliest Latest 01-04-2016 01-04-2016 <input type="checkbox"/> CONTINUING ACTION	
THE PARTICULARS ARE (If additional paper is needed, attach extra sheet(s)) I. PERSONAL HARM: On January 4, 2016, I was denied a promotion to the position of Program Director. I applied for the position on November 12, 2015. I was interviewed on November 19, 2015 and around or about December 10, 2015. II. RESPONDENT'S REASON FOR ADVERSE ACTION: I was informed by Dan Bennett, Regional Vice President Dallas/Houston, my non-selection was because he did not think I was ready yet; and I would have to learn Stratus and other Cumulus Systems. III. STATEMENT OF DISCRIMINATION: I believe I was discriminated against because of my national origin, Hispanic, in violation of Title VII of the Civil Rights Act of 1964, as amended.			
I want this charge filed with both the EEOC and the State or local Agency, if any. I will advise the agencies if I change my address or phone number and I will cooperate fully with them in the processing of my charge in accordance with their procedures. I declare under penalty of perjury that the above is true and correct.		NOTARY - When necessary for State and Local Agency Requirements I swear or affirm that I have read the above charge and that it is true to the best of my knowledge, information and belief. SIGNATURE OF COMPLAINANT  SUBSCRIBED AND SWORN TO BEFORE ME THIS DATE (month, day, year) April, 18th, 2016 	
Date Charging Party Signature Apr 18, 2016 